

By Jamm

H J.R. No. 43

A JOINT RESOLUTION

1 proposing a constitutional amendment relating to the candidacy of a
2 district judge for another office.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 65, of the Texas
5 Constitution is amended to read as follows:

6 Sec. 65. The following officers elected at the General
7 Election in November, 1954, and thereafter, shall serve for the
8 full terms provided in this Constitution:

9 (a) District Clerks; (b) County Clerks; (c) County Judges;
10 (d) Judges of County Courts at Law, County Criminal Courts, County
11 Probate Courts and County Domestic Relations Courts; (e) County
12 Treasurers; (f) Criminal District Attorneys; (g) County Surveyors;
13 (h) Inspectors of Hides and Animals; (i) County Commissioners for
14 Precincts Two and Four; (j) Justices of the Peace.

15 Notwithstanding other provisions of this Constitution, the
16 following officers elected at the General Election in November,
17 1954, shall serve only for terms of two (2) years: (a) Sheriffs;
18 (b) Assessors and Collectors of Taxes; (c) District Attorneys; (d)
19 County Attorneys; (e) Public Weighers; (f) County Commissioners for
20 Precincts One and Three; (g) Constables. At subsequent elections,
21 such officers shall be elected for the full terms provided in this
22 Constitution.

23 In any district, county or precinct where any of the
24 aforementioned offices is of such nature that two (2) or more

1 persons hold such office, with the result that candidates file for
2 "Place No. 1," "Place No. 2," etc., the officers elected at the
3 General Election in November, 1954, shall serve for a term of two
4 (2) years if the designation of their office is an uneven number,
5 and for a term of four (4) years if the designation of their office
6 is an even number. Thereafter, all such officers shall be elected
7 for the terms provided in this Constitution.

8 Provided, however, if any of the officers named above or any
9 person holding the office of district judge [herein] shall announce
10 their candidacy, or shall in fact become a candidate, in any
11 General, Special or Primary Election, for any office of profit or
12 trust under the laws of this State or the United States other than
13 the office then held, at any time when the unexpired term of the
14 office then held shall exceed one (1) year, such announcement or
15 such candidacy shall constitute an automatic resignation of the
16 office then held, and the vacancy thereby created shall be filled
17 pursuant to law in the same manner as other vacancies for such
18 office are filled.

19 SECTION 2. This proposed constitutional amendment shall be
20 submitted to the voters at an election to be held November 7, 1989.
21 The ballot shall be printed to provide for voting for or against
22 the proposition: "The constitutional amendment providing for the
23 automatic resignation of a district judge who becomes a candidate
24 for another office."



HOUSE JOINT RESOLUTION

proposing a constitutional amendment relating to the candidacy
of a district judge for another office.

JAN 24 1989

1. Filed with the Chief Clerk.

FEB 8 1989

2. Read first time and referred to Committee on

Elections

3. Reported favorably (as amended)
(as substituted) and sent to Printer at

4. Printed and distributed at

5. Sent to Committee on Calendars at

6. Read second time (amended) and (finally) passed to Third Reading by a Record Vote
of _____ yeas, _____ nays, _____ present, not voting.7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered
engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____
yeas, _____ nays, _____ present, not voting).8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote
of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally
adopted prevailed (failed) by a (Non-Record Vote) Record Vote of _____
yeas, _____ nays, and _____ present, not voting).

11. Ordered Engrossed at

12. Engrossed.

13. Returned to Chief Clerk at

14. Sent to the Senate.

Chief Clerk of the House

15. Received from the House

16. Read, referred to Committee on

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute
read first time.

19. Ordered not printed.

20. Regular order of business suspended by

(a viva voce vote.)

(_____ yeas, _____ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules
suspended by vote of _____ yeas, _____ nays.

22. Read second time

passed to third reading by:

(a viva voce vote.)

(_____ yeas, _____ nays.)

_____ 23. Caption ordered amended to conform to body of bill.

_____ 24. Senate and Constitutional 3-Day Rules suspended by vote of _____ yeas,
_____ nays to place bill on third reading and final passage.

_____ 25. Read third time and passed by
(a viva voce vote.)
(_____ yeas, _____ nays.)

OTHER ACTION:

OTHER ACTION:

Secretary of the Senate

_____ 26. Returned to the House.

_____ 27. Received from the Senate (with amendments.)
(as substituted.)

_____ 28. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

_____ 29. Conference Committee Ordered.

_____ 30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 31. Ordered Enrolled at _____